

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK

SUMMIT ENTERTAINMENT, LLC,  
Declaratory Judgment Plaintiff,

against

ERGOARTS, INC. and  
ELLEN RIGAS VENETIS,  
Declaratory Judgment Defendants.

C.A. No. 10 Civ. 00193 (JSR)

ECF CASE

EPV ENTERPRISES, LLC,  
Counterclaim Plaintiff,

against

SUMMIT ENTERTAINMENT, LLC,  
Counterclaim Defendant.

**STIPULATION AND ORDER  
CONCERNING ANSWER AND REPLY  
TO COUNTERCLAIMS AND THIRD  
PARTY COMPLAINT**

EPV ENTERPRISES, LLC,  
Third-party Plaintiff,

against

APPLEHEAD PICTURES, LLC, CAROLINE  
KAPLAN, GIULIO TAMASSIA, and CLUB  
DI GIULIETTA,  
Third-party Defendants.

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 3-26-10

IT IS HEREBY STIPULATED AND AGREED between the undersigned counsel,  
subject to the Court's approval, as follows:

1. Counterclaim Defendant Summit Entertainment, LLC's ("Summit") time to answer or otherwise respond to EPV Enterprises LLC's counterclaims is extended to April 9, 2010. This is the second request for an extension of time by Summit.

**COURTESY COPY**

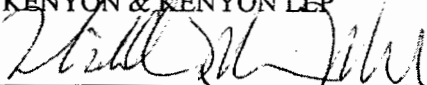
2. Third-Party Defendants Applehead Pictures LLC ("Applehead") and Caroline Kaplan's ("Kaplan") time to answer or otherwise respond to EPV Enterprises LLC's third-party claims is extended to April 9, 2010. This is the second request for an extension of time by Applehead and Kaplan.

3. Kenyon & Kenyon LLP is representing Third-Party Defendants Giulio Tamassia ("Tamassia") and Club Di Giulietta (the "Club") for the limited purpose of this Stipulation and Order.

4. Third-Party Defendants Tamassia and the Club's time to answer or otherwise respond to EPV Enterprises LLC's third-party claims is extended to April 9, 2010. This is the first request for an extension of time by Tamassia.

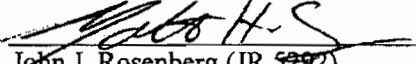
5. No dates in the Civil Case Management Plan (D.I. 11) will be impacted by this Stipulation and Order.

DATED: March <sup>24</sup> 2010  
New York, New York

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Plaintiff/Counterclaim Defendant  
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Party Defendants Applehead Pictures,  
LLC, Caroline Kaplan, Giulio  
Tamassia and Club Di Giulietta*

ROSENBERG & GIGER P.C.

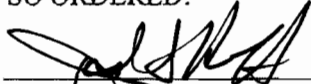
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Third-Party Plaintiff EPV Enterprises,  
LLC*

*Approved, but no further extensions.*

DATED: 3/25/10  
New York, New York

SO ORDERED:

  
HONORABLE JED S. RAKOFF  
UNITED STATES DISTRICT JUDGE